

# HOUSE BILL No. 1264

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 6-4.1-8-4.7.

**Synopsis:** Small estates. Allows a resident decedent's family members to deposit money into accounts belonging to the decedent if the family intends to dispense with the administration of the resident decedent's estate.

**Effective:** July 1, 1999.

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January 11, 1999, read first time and referred to Committee on Judiciary.

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First Regular Session 111th General Assembly (1999)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 1998 General Assembly.

## HOUSE BILL No. 1264

A BILL FOR AN ACT to amend the Indiana Code concerning taxation.

*Be it enacted by the General Assembly of the State of Indiana:*

1       SECTION 1. IC 6-4.1-8-4.7 IS ADDED TO THE INDIANA CODE  
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
3 1, 1999]: **Sec. 4.7. (a) A person who has possession of or control**  
4 **over a checking or savings account belonging solely to a resident**  
5 **decedent shall allow a member of the decedent's family to deposit**  
6 **money due the decedent and received after the date of the**  
7 **decedent's death into the account if the following requirements are**  
8 **met:**

9           (1) It appears that the value of the decedent's gross probate  
10       estate, less liens and encumbrances, does not exceed the sum  
11       of:

12           (A) twenty-five thousand dollars (\$25,000);

13           (B) the costs and expenses of administration; and

14           (C) reasonable funeral expenses.

15       (2) The family member provides the person who has  
16       possession or control over the account an affidavit stating that  
17       the family will dispense with the administration of the estate



1           under IC 29-1-8.

2           (b) The provisions of this chapter concerning the transfer of  
3       personal property belonging to a resident decedent apply to money  
4       deposited into an account belonging to a decedent under this  
5       section.

6           SECTION 2. [EFFECTIVE JULY 1, 1999] IC 6-4.1-8-4.7, as  
7       added by this act, applies to the estate of an individual who dies  
8       after June 30, 1999.

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